



I hereby certify that the correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PATENT
Attorney Docket No.: 014058-009810US
Client Ref. No.: CX-98-0028

On December 28, 2004

TOWNSEND and TOWNSEND and CREW LLP

By: Karen Karlin

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

CHEEVER et al.

Application No.: 09/493,480

Filed: January 28, 2000

For: HER-2/NEU FUSION PROTEINS

Customer No.: 20350

Confirmation No. 2303

Examiner: Anne L. Holleran

Technology Center/Art Unit: 1642

AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Advisory Action mailed December 2, 2004, please enter the following amendments and remarks. A petition to extend time for three months, from September 30, 2004, to December 30, 2004, for filing a response is filed herewith. Also filed concurrently is a request for continued examination (RCE) under 37 C.F.R. §1.114.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks begin on page 6 of this paper.